Approved for use through 07/31/2008, CASE 0031-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Restriction Act of 1995, no persons are required to respo d to a collection of information unless it displays a valid CMB control numb NOTICE OF APPEAL FROM THE EXAMINER TO Docket Nember (Optional) THE BOARD OF PATENT APPEALS AND INTERFERENCES 96039 in re Application of Paul L. Falkentstein et al. Application Number April 22, 2004 10/829,614 Fused Array Preform Fabrication of Holey Optical Fibers Art Und Examiner Q. S. Dehghan 1731 Applicant hereby appeals to the Board of Patent Appeals and interferences from the test decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) 500.00 Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge less in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. 3 The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0281 I have enciosed a duplicate copy of this sheet. A belilion for an extension of time under 37 CFR 1,138(a) (PTO/SB/22) is enclosed tiam the applicant linventor. Signature assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) Aisim Airmad is endosed. (Fam PTC/SB/96) Typed or printed name attorney or agent of record. Registration number (202) 404-1587 Telephone number X Estimacy or agent acting under 37 CFR 1.34. Registration number it acting under 37 CFR 1.34: NOTE: Signatures of all the inventors or assignmen of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below'.

forms are submitted.

*Total of